	I and the second		
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3	Nevada Bar No. 7709		
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9	UNITED STATES DISTRICT COURT DISTRICT OF NEVADA		
10			
11	Cristobal Melchor Martinez, individually,	Case No. 2:23-cv-00363-JCM-NJK	
12	Plaintiff,	Stipulation for Extension of Time for Defendants to Respond to Plaintiff's	
13	v.	Complaint	
14	Phillip Christopher Duquaine, individually;	(First Request)	
15	United States Postal Service; Doe Employee; Roe Government Entity; Doe Owner, I-V;		
16	Doe Driver, I-V; Roe Employer, and Roe Companies, inclusive,		
17	Defendants.		
18	Plaintiff, Cristobal Melchor Martinez, and the United States of America ("United		
19	States"), on behalf of Phillip Christopher Duquaine, individually, and the United States		
20	Postal Service, by and through undersigned counsel, hereby stipulate to extend the time for		
21	Defendants to respond to Plaintiff's Complaint. The parties stipulate that the time be		
22	extended to April 17, 2023 (60 days from the date of service). The basis for this stipulation		
23	is as follows:		
24	1. This action was originally brough	n in the Eighth Judicial District, Clark	
25	County, Nevada. The named federal defendants are Phillip Christopher Duquaine and the		
26	United States Postal Service.		
27	2. On March 8, 2023, the United States filed a Notice of Removal, removing		
28	the action from state to federal court.		

1	3. Rule 81(c) of the Federal I	Rules of Civil Procedure provides the time in which	
2	a Defendant must answer an initial pleading in a removed action. The time provided is the		
3	later of 21 days after receipt or service of the initial pleading or seven days after the		
4	removal. <i>See</i> Fed. R. Civ. P. 81(c). However, a federal officer or agency would ordinarily		
5	be permitted a response time of 60 days following proper service to respond pursuant to the		
6	Federal Rules. See Fed. R. Civ. P. 12(a)(2).		
7	4. Accordingly, it is proposed, requested, and stipulated that the time within		
8	which Defendants are required to respond to Plaintiff's complaint be extended to April 17 ,		
9	2023—a date that is 60 days following the date of service on the United States Attorney's		
10	Office.		
11	5. The usual sixty-day response time is needed to meaningfully evaluate the		
12	allegations of the Complaint and prepare a response to that pleading.		
13	Respectfully submitted this 13th day of March 2023.		
14	11		
15	Corena & Associates	JASON M. FRIERSON United States Attorney	
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17	MAHNA POURSHABAN Corena & Associates	<u>/s/ Skyler Pearson</u> SKYLER H. PEARSON	
18	300 S. 4 th Street, Suite 1250 Las Vegas, Nevada 89101	Assistant United States Attorney	
19	II		
20	Attorney for Plaintiff		
21	ORD IT IS SO ORDERED.	<u>DER</u>	
22	II IS SO ORDERED.		
23		UNITED STATES MAGISTRATE JUDGE	
24		Dated: March 14, 2023	
25		2000. 1.1001 1 1, 2020	
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